

Revenue (Endowments) Department – Sri Rama Chandra Gopala Krishna Mutt, Adilabad – Allotment of Ac.2.00Gts.of Land in Sy.No.391 & 392 situated at Adilabad District Head Quarters in favour of Agricultural Marketing Committee, Marketing Department, Adilabad on lease basis for a period of (11) eleven Years – Permission accorded - Orders - Issued

REVENUE (ENDOWMENT-II) DEPARTMENT

Dated: 25-02-2020

Read the following:-

1. G.O Ms.No.866, Revenue (Endowments.I) Department, Dt:8.8.2003.
2. G.OMs.No.160 Revenue (Endts.II) Department, Dt:23.02.2010
3. The Executive Officer, Sri Rama Chandra Gopala Krishna Mutt situated at Adilabad, Lr., Rc.No.SRGKM/12/1999,Dt:13.09.2013, addressed to the Commissioner, Endowments Department, Hyd.,
4. From the Commissioner, Endowments Department, Lr.No.L2/15344/1999, dated 07.09.2016.
5. From the Commissioner, Endowments Department, Lr.No.L2/15344/1999, dated 26.04.2019.
6. Govt. Memo.No.8018/Endts.II/A2/2019 dated 29.04.2019.
7. From the Commissioner, Endowments Department, Lr.No.L2/15344/1999, dated 15.05.2019.

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The Executive Officer, Sri Rama Chandra Gopala Krishna Mutt situated at Adilabad in his letter 3rd read above has stated that the Commissioner, Endowments, Hyd., vide procg. Dt:18.05.1999 has given consent to the District Collector, Adilabad for taking possession of an extent of Ac.2.00 Gts. of land in Sy.No.392 situated at Adilabad town belonging to Sri Rama Chandra Gopala Krishna Mutt on lease basis for construction of Pucca Rythu Bazaar, pending fixation of lease amount, period and finalization of other formalities. The land may be handed over to the Marketing Department with the conditions mentioned and subject to other formalities which may be fixed by the Government . Accordingly, the said land is handed over to the Revenue Authorities by the then Executive Officer of the subject institution.

2. The Commissioner, Endowments Department, Hyderabad in his letter 4th read above, has stated that the Executive Officer of Sri Rama Chandra Gopala Krishna Mutt situated at Adilabad Head Quarters [6(d) Institution] has reported that the Collector, Adilabad vide Proc.No.C1/939/2008, dt.08.09.2008 has ordered lease rent of Rs.8,550/- per month to Math for the land to an extent of 2.00 Acs in Sy.No.391 & 392 situated at Adilabad District Head Quarters with an enhancement of 5% of the rent fixed for each completed year w.e.f.18.05.1999 for establishment of Rythu Bazar by the Marketing Department by proposing the lease for (33) years.
3. Aggrieved by the above orders, the Mahanth of subject Mutt has filed a W.P.No.1767 of 1999 before the Hon'ble High Court, the Hon'ble Court in its orders, dated 01.12.2008 i`n W.P.No.17967 of 1999 has held that,-

"Ends of justice would be met if respondents 1 and 2, (i.e., the Collector, Adilabad District and the Marketing Authorities) enter into an agreement with the petitioner-Mutt on the monthly rent to be paid within six months from the date of receipt of a copy of this order. Till a mutual agreement is arrived at between the parties concerned, it is but appropriate to direct respondents 1 and 2 to pay the rent of Rs.20,000/- each month, as recommended by the Deputy Commissioner of Endowments, on or before the 10th of every succeeding month. Needless to state that any further amounts payable to the petitioner towards arrears of rent shall also be as mutually arrived at between the parties concerned within the aforesaid period."

P.T.O.

4. The Commissioner, Endowments Department, Hyderabad has further stated that in view of the circumstances illustrated above as the proposed lease period of (33) years is not tenable in the light of the afore said G.Os and keeping in view of the Hon'ble High Court orders and a period of (17) years has already been a lapsed in order to avoid legal complications, he has requested the Government to issue necessary orders in the matter.

5. Keeping in view the orders, Dt:01.12.2008 of Hon'ble High Court, Hyd., Government, after careful examination of the matter hereby accord permission to the CED, Hyd., to lease out the land belonging to Sri Rama Chandra Gopala Krishna Mutt, Adilabad, to an extent of Ac.2.00Gts. in Sy.No.391 & 392 situated at Adilabad District Head Quarters in favour of Agricultural Marketing Committee, Marketing Department, Adilabad for a period of (11) eleven Years, on which the Rythu Bazar was constructed, subject to the following terms and conditions.

- (1). The lease rent to be fixed at Rs.20,000/- (Rupees Twenty thousand only) per month with an enhancement of 5% of the rent fixed for each completed year, w.e.f 18.05.1999.
- (2). The lease deed with such other conditions as may be prescribed by the lessor trust shall be executed at the cost of the lessee within a period of three months from the date of issue of this order and duly registered as required by Law.
- (3). The lessee shall furnish towards non-interest bearing and refundable security an amount equal to one year's lease rental at the time of execution of the lease deed.
- (4). The lease rent shall be payable each month or quarter as may be agreed between the lessor and lessee within one week from the completion of the month or quarter, as the case may be, and in default thereof interest shall be leviable at the prevailing bank rate.
- (5). The default in payment of rent for a period of more than three months or any other violation of conditions of the lease shall result in termination of the lease and forfeiture of the security deposit.
- (6). The rights of the lessee shall be limited to enjoyment of the structures raised on the lease land during the subsistence of the lease period and the lessee shall vacate the leased land including the structures raised thereon on termination of the lease and shall not have any rights over the structures on completion of the lease period or termination of the lease for any other reason.
- (7). The lessee shall be liable to meet all taxes, charges and other liabilities that go with occupation and utilization of the leased land.

6. The Commissioner, Endowments Department shall take necessary action in the matter accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF TELANGANA)

V.ANIL KUMAR
SECRETARY TO GOVERNMENT

To
The Commissioner, Endowments Department, Hyderabad
Copy to:
The Assistant Commissioner, Endowments
Department, Adilabad District.
The P.S. to Minister for Endowments.
The Law(A) Department.
SC/SF

// FORWARDED BY ORDER //

SECTION OFFICER